

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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TECH CENTER 1600/290

APPLICANTS: Shimkets, *et al.*

SERIAL NUMBER: 09/635,949

EXAMINER: Not Yet Assigned

FILING DATE: August 10, 2000

ART UNIT: 1646

FOR: POLYNUCLEOTIDES AND POLYPEPTIDES ENCODED THEREBY

July 25, 2001

Boston, Massachusetts

**Box IDS**

Assistant Commissioner for Patents  
Washington, D.C. 20231

**TRANSMITTAL LETTER**

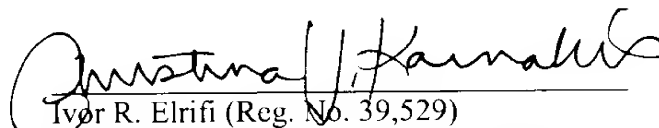
Transmitted herewith for filing in the above-referenced patent application are the following documents:

- ☒ Supplemental Information Disclosure Statement [2 pp.];
- ☒ Modified Form 1449/PTO, in duplicate [1 pp.];
- ☒ Copies of cited references [B6-B10; and C17-C19] and
- ☒ Return Postcard.

Although Applicants believe that no fees are due with this submission, the Commissioner is authorized charge any deficiencies to Deposit Account No. 50-0311 (Reference No. 15966-559). A duplicate copy of this transmittal letter is enclosed.

If the enclosed papers are considered incomplete, the Mail Room is respectfully requested to contact the undersigned collect at (617) 542-6000, Boston, Massachusetts.

Respectfully submitted,



Ivor R. Elrifi (Reg. No. 39,529)

Christina V. Karnakis, Reg. No. 45,899

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Boston, Massachusetts 02111

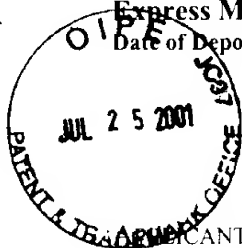
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Date of Deposit: July 25, 2001

Attorney Docket No. 15966-559



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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, Applicants hereby make of record the documents listed on the attached modified Form PTO-1449 (submitted in duplicate) in the above-identified application, copies of which are submitted herewith.

This Supplemental Information Disclosure Statement is being been filed:

- ☐ within three months of the filing date of the National Application;
- ☐ within three months of the filing date of the entry of the National Stage, as set forth in 37 C.F.R. §1.491, in an International Application; or
- ☒ before the mailing date of a first Office Action on the merits in the above-identified case.

Accordingly, no fee or certification is required. 37 C.F.R. §1.97.

A copy of each of the above-identified information is enclosed unless otherwise indicated on the attached Form PTO-1449 (modified). It is respectfully requested that the Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims, and signs the enclosed form PTO-1449 to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application.

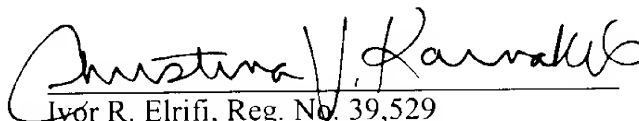
By submitting this Supplemental Information Disclosure Statement, the Applicant makes no representation that: (1) a search has been performed, of the extent of any search performed, or

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U.S.S.N.: 09/635,949

that more relevant information does not exist; (2) the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b); and (3) the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Notwithstanding any statements by the Applicant, the Examiner is urged to form his/her own conclusion regarding the relevance of the cited information. An early and favorable action is hereby requested. Please charge any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, (Reference No.: 15966-559 (CURA-59)).

Respectfully submitted,



Ivor R. Elrifi, Reg. No. 39,529

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